

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|                           |                             |
|---------------------------|-----------------------------|
| ----- X                   |                             |
| IN RE JAKKS PACIFIC, INC. | Civil Action No. 04-CV-8807 |
| SHAREHOLDERS CLASS ACTION | : (KMK)                     |
| LITIGATION                | : (ECF CASE)                |
|                           | :                           |
|                           | Oral Argument Requested     |
| ----- X                   |                             |

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, pursuant to the Court's order dated May 11, 2005, and upon the accompanying memorandum of law and the declaration of Jonathan J. Lerner dated September 9, 2005, defendants Jakks Pacific Inc., Jack Friedman, Steven G. Berman and Joel M. Bennett, by their attorneys Skadden, Arps, Slate, Meagher & Flom LLP, will move this Court, before the Honorable Kenneth M. Karas, United States District Judge, for an Order pursuant to Federal Rules of Civil Procedure 12(b)(6) and 9(b) and Section 21D of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4 (i) dismissing the Consolidated Amended Complaint (the "Complaint") with prejudice in its entirety, and for such further relief as the Court may deem to be just and proper.

PLEASE TAKE FURTHER NOTICE that defendants respectfully request oral argument on their motion to dismiss.

Dated: New York, New York  
September 9, 2005

FEDER, KASZOVITZ, ISAACSON,  
WEBER, SKALA, BASS & RHINE LLP  
Murray L. Skala (MS 9354)  
Jonathan D. Honig (JH 7577)  
750 Lexington Avenue  
New York, New York 10022  
Phone: (212) 888-8200  
Fax: (212) 888-5968

SKADDEN, ARPS, SLATE,  
MEAGHER & FLOM LLP

By: 

Jonathan J. Lerner (JL 7117)  
Michael H. Gruenglas (MG 8705)  
Maura B. Grinalds (MG 2836)  
Sharon Garb (SG 7928)  
Four Times Square  
New York, New York 10036  
(212) 735-3000

Attorneys for Defendants

To: Samuel H. Rudman (SR-7957)  
David A. Rosenfeld (DR-7564)  
Lerach Coughlin Stoia Geller Rudman  
& Robbins LLP  
200 Broadhollow Road, Suite 406  
Melville, New York 11747  
(631) 367-7100

Steven G. Schulman (SS-2561)  
Daniel B. Scotti (DS-4139)  
Milberg Weiss Bershad  
& Schulman LLP  
One Pennsylvania Plaza  
New York, New York 10119-0165  
(212) 594-5300

Lead Counsel for Plaintiffs